

**TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A SUBMISSION UNDER 35 U.S.C. 371**

ATTORNEY'S DOCKET NO.

**DON01 P-1116**

U.S. APPLICATION NO. **10/533762**  
CFR 1.5) **10/533762**

INTERNATIONAL APPLICATION NO.

**PCT/US2003/035381**

INTERNATIONAL FILING DATE

**November 5, 2003**

PRIORITY DATE CLAIMED

**November 5, 2002**

TITLE OF INVENTION: **ELECTRO-OPTIC REFLECTIVE ELEMENT ASSEMBLY**

APPLICANT(S) FOR DO/EO/US

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) below.
4. ☒ The US has been elected (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2)):
  - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ has been communicated by the International Bureau.
  - c. ☒ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
  - a. ☐ is attached hereto.
  - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)):
  - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ have been communicated by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☒ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

**Items 11 to 20 below concern document(s) or information included:**

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A preliminary amendment.
14. ☒ An Application Data Sheet under 37 CFR 1.76.
15. ☐ A substitute specification.
16. ☐ A power of attorney and/or change of address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.
18. ☐ A second copy of the published International Application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☐ Other items or information:

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

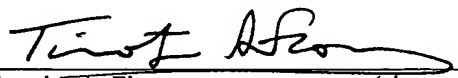
|   |              |   |             |                           |    |
|---|--------------|---|-------------|---------------------------|----|
| U.S. APPLICATION NO. <b>10/533762</b>   |              | INTERNATIONAL APPLICATION NO.   |             | ATTORNEY'S DOCKET NUMBER  |    |
| The following fees have been submitted  |              |   |             | CALCULATIONS PTO USE ONLY |    |
| 21. <input checked="" type="checkbox"/> Basic national fee ..... \$300  |              |   |             | \$300.00                  |    |
| 22. <input checked="" type="checkbox"/> Examination fee   |              |   |             |                           |    |
| If International preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4) ..... \$100  |              |   |             |                           |    |
| All other situations ..... \$200  |              |   |             | \$200.00                  |    |
| 23. <input checked="" type="checkbox"/> Search fee  |              |   |             |                           |    |
| Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority ..... \$100   |              |   |             |                           |    |
| International Search Report prepared and provided to the Office..... \$400  |              |   |             |                           |    |
| All other situations ..... \$500  |              |   |             | \$100.00                  |    |
| TOTAL OF 21, 22 and 23 =  |              |   |             | \$600.00                  |    |
| <input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium).<br>The fee is \$250 for each additional 50 sheets of paper or fraction thereof. |              |   |             |                           |    |
| Total Sheets  | Extra Sheets | Number of each additional 50 or fraction thereof (round up to a whole number) | RATE        |                           |    |
| -100 =  | /50 =        |   | x \$250     | \$                        |    |
| Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(h)).  |              |   |             | \$                        |    |
| CLAIMS  | NUMBER FILED | NUMBER EXTRA  | RATE        |                           |    |
| Total claims  | 40- 20 =     | 20  | x \$ 50.00  | \$1,000.00                |    |
| Independent claims  | 3- 3 =       | 0   | x \$ 200.00 | \$                        |    |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable)   |              |   | + \$360.00  | \$                        |    |
| TOTAL OF ABOVE CALCULATIONS =   |              |   |             | \$1,000.00                |    |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.  |              |   |             | \$                        |    |
| SUBTOTAL =  |              |   |             | \$1,600.00                |    |
| Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).   |              |   |             | \$                        |    |
| TOTAL NATIONAL FEE=   |              |   |             | \$1,600.00                |    |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +  |              |   |             | \$ 40.00                  |    |
| TOTAL FEES ENCLOSED =   |              |   |             | \$1,640.00                |    |
|   |              |   |             | Amount to be refunded:    | \$ |
|   |              |   |             | Amount to be charged:     | \$ |

- a. ☒ A check in the amount of \$1,640.00 to cover the above fees is enclosed.
- b. ☐ Please charge my Deposit Account No. 22-0190 in the amount of \$\_\_\_\_\_ to cover the above fees. A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 22-0190. A duplicate copy of this sheet is enclosed.
- d. ☐ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**NOTE:** Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.

SEND ALL CORRESPONDENCE TO:

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PATENT  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Ian A. McCabe, Desaraju Varaprasad, Hamid Habibi and Niall R. Lynam

For : ELECTRO-OPTIC REFLECTIVE ELEMENT ASSEMBLY

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

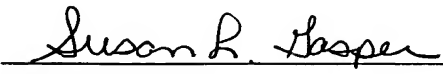
Dear Sir or Madam:

CERTIFICATE OF MAILING BY EXPRESS MAIL

I certify that the attached return postcard, a check in the amount of \$1,640.00 (\$1,600.00 –filing fee and \$40.00 – assignment recordation), Transmittal Letter to the United States Designated/Elected Office (DO/EO/US) Concerning a Submission (2 pages, in duplicate), Patent Application Bibliographic Data Sheet (3 pages), Preliminary Amendment (4 pages), New Abstract Sheet (1 page), Declaration For Utility or Design Patent Application (4 pages, signed), Assignment Recordation Cover Sheet (1 page, in duplicate) and Assignment (2 pages, signed) are being deposited with the United States Postal Service as Express Mail in an envelope having Express Mail Label Number EV580266051US addressed to:

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

on May 4, 2005.

  
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Enclosures